

77-32-401 Indigent Defense Funds Board -- Members -- Administrative support.

- (1) There is created within the Division of Finance the Indigent Defense Funds Board composed of the following nine members:
 - (a) two members who are current commissioners or county executives of participating counties appointed by the board of directors of the Utah Association of Counties;
 - (b) one member at large appointed by the board of directors of the Utah Association of Counties;
 - (c) two members who are current county attorneys of participating counties appointed by the Utah Prosecution Council;
 - (d) the director of the Division of Finance or his designee;
 - (e) one member appointed by the Administrative Office of the Courts; and
 - (f) two members who are private attorneys engaged in or familiar with the criminal defense practice appointed by the members of the board listed in Subsections (1)(a) through (e).
- (2) Members shall serve four-year terms. One of the county commissioners and one of the county attorneys appointed to the initial board shall serve two-year terms, and the remaining other members of the initial board shall be appointed for four-year terms. After the initial two-year terms of the county commissioner and county attorney, those board positions shall have four-year terms.
- (3) A vacancy is created if a member appointed under:
 - (a) Subsection (1)(a) no longer serves as a county commissioner or county executive; or
 - (b) Subsection (1)(c) no longer serves as a county attorney.
- (4) When a vacancy occurs in the membership for any reason, a replacement shall be appointed for the remaining unexpired term in the same manner as the original appointment.
- (5) The board may contract for administrative support for up to \$15,000 annually to be paid proportionally from each fund.
- (6) A member may not receive compensation or benefits for the member's service, but may receive per diem and travel expenses in accordance with:
 - (a) Section 63A-3-106;
 - (b) Section 63A-3-107; and
 - (c) rules made by the Division of Finance pursuant to Sections 63A-3-106 and 63A-3-107.
- (7) Per diem and expenses for board members shall be paid proportionally from each fund.
- (8) Five members shall constitute a quorum and, if a quorum is present, the action of a majority of the members present shall constitute the action of the board.

Amended by Chapter 180, 2012 General Session